

## 2003 General Assembly Session Education Bills Summary Index by Category

Click on the bill number to view the bill summary for a specific bill.

### Administrative Issues/FOIA

Bill Number and Patron	Subject
<a href="#">HB 1651</a> Albo	Enlarges the exemption from release of information provided in an employment discrimination complaint to include information provided to personnel of local school boards who are responsible for conducting such investigations
<a href="#">SB 1203</a> Newman	Authorizes the holding of meetings via electronic communication means by boards whose members reside or work more than 55 miles from the meeting location

### Career and Technical Education

Bill Number and Patron	Subject
<a href="#">SB 1099</a> Edwards	Clarifies the authority to operate joint comprehensive schools offering all-day academic programs and career and technical education, with specialized training for students pursuing careers in law enforcement, fire fighting, emergency and rescue services and other occupations addressing public safety

### Commendation/Recognition

Bill Number and Patron	Subject
<a href="#">HJ 613</a> Baskerville	Expresses the General Assembly's profound regret over the 1959-1964 closing of the public schools in Prince Edward County, Virginia
<a href="#">SJ 316</a> Marsh	Directs the Dr. Martin Luther King, Jr. Memorial Commission to coordinate and plan the statewide commemoration of the 50 <sup>th</sup> anniversary of the Brown v. Board of Education decision in Virginia
<a href="#">HJ 691</a> Marrs	Commends the Virginia Association of School Nurses

## Diplomas

Bill Number and Patron	Subject
<a href="#">HB 1464</a> Carrico	Establishes a general achievement diploma
<a href="#">HB 1503</a> Landes	Establishes a civics education seal

## Driver's Licenses and Education

Bill Number and Patron	Subject
<a href="#">HB 2324</a> Albo	Requires driver's license suspension for underage drinking and driving
<a href="#">HB 2404</a> Oder	Permits home-schooled students to receive behind-the-wheel driving training from a parent

## Finance

Bill Number and Patron	Subject
<a href="#">HB 2124</a> Reid	Permits Governor's Schools operated jointly to select fiscal agent
<a href="#">HB 2151</a> Rust	Directs the Board of Education to collect data to ensure that each school division appropriates and spends sufficient funds to support its portion of the SOQ
<a href="#">HJ 642</a> Byron	Recognizes the efficacy and potential cost-savings of contracting for independent educational performance assessment services
<a href="#">SB 743</a> Miller	Adds certain expenditures of local school boards to the list of exemptions from sales tax, effective July 1, 2004

## Health and School Safety

Bill Number and Patron	Subject
<a href="#">HB 1832</a> Athey <a href="#">SB 1204</a> Newman	Establishes the Virginia Amber Alert Program and Code Adam alerts. Requires the Board of Education to develop a program to provide child identification kits to parents through the school divisions
<a href="#">HB 1834</a> Reese	Requires scoliosis screening for public school students or distribution of information to parents
<a href="#">HB 2615</a> Sears <a href="#">SB 1071</a> Rerras	Clarifies the prohibition against the possession of drugs on or near school property with intent to distribute

## Health and School Safety Continued

Bill Number and Patron	Subject
<a href="#">HB 2621</a> Sherwood	Requires annual school safety audits
<a href="#">HB 2671</a> Hamilton	Extends the time when training and employment standards will be applicable to school security officers
<a href="#">HB 2680</a> Black	Clarifies the reporting of assault and assault and battery to law enforcement
<a href="#">HB 2763</a> Hurt	Clarifies that firearms on school property in locked trunks are considered to be in closed containers
<a href="#">HJ 549</a> Cox	Designates April 2003 and all successive Aprils as Backpack Safety Awareness Month
<a href="#">SB 659</a> Ruff	Requires testing of school board employees for blood-borne pathogens

## Instruction

Bill Number and Patron	Subject
<a href="#">HB 1498</a> Lingamfelter	Permits Virginia's civic values to be taught as part of the character education requirements
<a href="#">HB 1757</a> Amundson	Requires the remediation of certain students
<a href="#">HB 2442</a> Dillard	Requires school boards to identify students with limited English proficiency and enroll them in appropriate instructional programs. Establishes a LEP instructional positions ratio
<a href="#">SB 804</a> Martin	Abolishes the Virginia Advisory Council for Adult Education and Literacy
<a href="#">SJ 318</a> Marsh	Requests the Secretary of Education to facilitate communication, collaboration, and cooperation between the public and higher education systems

## Local School Boards/Divisions

Bill Number and Patron	Subject
<a href="#">HB 1404</a> Councill	Recodifies Southampton County school board salaries
<a href="#">HB 1518</a> Black	Requires school board policies to permit equal access by the Boy Scouts and Girl Scouts

## Local School Boards/Divisions Continued

Bill Number and Patron	Subject
<a href="#">HB 1714</a> Hogan	Requires the development of policies and procedures for the referral of children and families to a collaborative, multidisciplinary team under the Comprehensive Services Act
<a href="#">HB 1716</a> Hogan	Permits student Social Security Numbers waivers, and assignment of alternative numbers
<a href="#">HB 1896</a> Stump <a href="#">SB 717</a> Wampler	Requires school board employees compensation schedule to ensure payment of contract personnel within the first month of employment if school begins prior to August 15
<a href="#">HB 2140</a> Brink	Requires the posting of the Bill of Rights of the U.S. Constitution in all public schools
<a href="#">HB 2288</a> Devolites <a href="#">SB 1043</a> Blevins	Requires each local department of social services and school division to adopt a written interagency agreement for investigating child abuse and neglect complaints against school personnel
<a href="#">HB 2437</a> Dillard	Establishes provisions regarding school board salaries
<a href="#">HB 2438</a> Dillard	Clarifies the rehiring of retired teachers without loss of retirement benefits
<a href="#">HB 2757</a> Rust	Requires data on convictions of school personnel on applications for employment
<a href="#">HB 2806</a> Saxman	Permits local school boards to establish a four-day school week
<a href="#">HJ 608</a> Hamilton	Requires that the performance and leadership standards described in Board of Education guidelines are reflected in preparation and training programs for principals and superintendents in institutions of higher education
<a href="#">SB 756</a> O'Brien	Sets requirements for school board consideration of a renegotiated contract for school superintendents
<a href="#">SB 987</a> Mims	Permits the displaying of American flag decals on school buses, with criteria
<a href="#">SJ 349</a> Hanger	Directs the Joint Legislative Audit and Review Commission (JLARC) to collect data and information regarding the best practices in high performing schools

## Special Education

Bill Number and Patron	Subject
<a href="#">SJ 305</a> O'Brien	Requires the Department of Education to study the ratio of students with individualized education programs to the general population

## Standards of Quality/Standards of Accreditation

Bill Number and Patron	Subject
<a href="#">HB 1493</a> Amundson	Expresses the belief of the General Assembly and the Board of Education regarding an appropriate learning environment
<a href="#">SB 710</a> Puller	Expresses the belief of the General Assembly and the Board of Education regarding the necessity for quality instruction and support for public education
<a href="#">SB 779</a> Blevins	Discontinues the required administration of the Stanford Achievement Test Series, Ninth Edition (Stanford Nine) assessment

## Student Conduct

Bill Number and Patron	Subject
<a href="#">HB 1559</a> Orrock	Permits the deferral of a truancy petition to proceed informally to develop a truancy plan
<a href="#">HB 1572</a> Hamilton	Provides for the notification of school officials when a juvenile is found not guilty or the charges against him are dismissed, withdrawn, or reduced
<a href="#">HB 1907</a> Almand	Adds possession of an air rifle or BB gun to those offenses for which a student may be expelled
<a href="#">HB 2091</a> Joannou	Permits voluntary and mandatory drug testing in accordance with Board of Education guidelines

## Teachers/Administrators

Bill Number and Patron	Subject
<a href="#">HB 1735</a> Rollison	Creates special license plates for teachers
<a href="#">HB 1790</a> Tata	Clarifies the timelines for decisions and appeals of teacher grievances
<a href="#">HB 2254</a> Watts	Revises requirements for the notification of a reduction in force for teachers
<a href="#">SB 941</a> Colgan	Clarifies the timelines for the establishment of a fact-finding panel to hear a teacher grievance

**2003 GENERAL ASSEMBLY SESSION LEGISLATIVE REPORT**  
**Education Bills and Joint Resolutions adopted by the 2003 General Assembly**

This report provides a summary of each bill and joint resolution passed during the 2003 General Assembly session, grouped by category. All legislation signed by the Governor is effective July 1, 2003, unless otherwise indicated. Links to the text of the bill and its legislative history are available by clicking on the bill number. You will be linked to the Legislative Information System and can simply type in the number of the bill of interest.

**ADMINISTRATIVE ISSUES/FOIA**

<b>Bill Number and Patron</b>	<b>Amended Code Section</b>	<b>Summary</b>
<a href="#">HB 1651</a> Albo	§ 2.2-3705	Amends the Freedom of Information Act to expand the record exemption for investigator notes, and other correspondence and information, furnished in confidence with respect to an active investigation of individual employment discrimination complaints made to the state Department of Human Resource Management. The exemption now includes any such investigations conducted by human resource management personnel of the local governing body who are authorized to conduct the investigations, including local school boards.
<a href="#">SB 1203</a> Newman	§ 1	Authorizes the holding of meetings via electronic communication means by boards whose members reside or work more than 55 miles from the meeting location. A report on electronic communications meetings held is due to the Virginia Freedom of Information Advisory Council and the Joint Commission on Technology and Science by September 15 of each year.

## CAREER AND TECHNICAL EDUCATION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">SB 1099</a> Edwards	§ 22.1-26	This bill permits two or more school boards, with the consent of the Board of Education, to establish joint or regional schools, including regional public charter schools, to serve as high schools offering, in addition to a comprehensive high school curriculum, specialized training to students desiring to pursue careers in law enforcement, firefighting, emergency and rescue services, and other occupations addressing public safety and welfare.

## COMMENDATIONS/RECOGNITION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HJ 613</a> Baskerville	N/A	Expresses the General Assembly's profound regret over the 1959-1964 closing of the public schools in Prince Edward County, Virginia. The resolution urges the people of Virginia to celebrate the anniversary of <u>Brown v. the Board of Education</u> by becoming knowledgeable of the benefits and fairness of equality and the past history of the massive resistance movement, in the belief that a more educated, enlightened, and tolerant population will learn from history and will reject absolutely any such discriminatory practices in the future.
<a href="#">SJ 316</a> Marsh	N/A	Directs the Dr. Martin Luther King, Jr. Memorial Commission to coordinate and plan the statewide commemoration of the 59 <sup>th</sup> anniversary of the <u>Brown v. Board of Education</u> decision in Virginia. The Commission must submit its executive summary and progress report no later than the first day of the 2004 Regular Session of the General Assembly. Also, the executive summary and report must be posted on the General Assembly's Web site.
<a href="#">HJ 691</a> Marrs	N/A	Commends the Virginia Association of School Nurses on 100 years of school nursing in the United States and 97 years of service in Virginia.

## DIPLOMAS

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1464</a> Carrico	§§ 22.1-253.13:4 and 22.1-254.2	Requires the Board of Education to establish, by regulation by September 1, 2003, requirements for the award of a general achievement diploma for those persons who have achieved a passing score on the GED examination; successfully completed an education and training program designated by the Board of Education; and satisfied other requirements as may be established by the Board for the award of such diploma. The Board must also include the general achievement diploma in its program for testing for general educational development (GED).
<a href="#">HB 1503</a> Landes	§ 22.1-253.13:3	This bill directs the Board of Education to establish criteria for awarding a diploma seal for excellence in civics education and understanding of the state and federal constitutions and the democratic model of government for the Standard and Advanced Studies diplomas.

## DRIVER'S LICENSES AND EDUCATION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2324</a> Albo	§§ 18.2-266.1 and 46.2-391.2	Adds an automatic seven-day administrative license suspension as a penalty when a person under the age of 21 operates a motor vehicle after consuming alcohol and has a blood alcohol concentration of 0.02. (This makes the blood alcohol concentration for the seven-day administrative drivers' license suspension for persons under 21 consistent with the violation for driving after consuming alcohol underage, which is 0.02.)

## DRIVER'S LICENSES AND EDUCATION CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2404</a> Oder	§§ 46.2-334 and 22.1-205	<p>This bill permits any homeschooling parent or guardian who is instructing his own child to provide the student with a behind-the-wheel driver training course approved by the Board of Education. This bill also requires that a homeschooled student completing a driver education course approved by the Board of Education and instructed by his own parent or guardian successfully complete the driver's license examination administered by the DMV before receiving a driver's license. The Commissioner of DMV is prohibited from issuing a driver's license for a homeschooled student completing driver education courses approved by the Board of Education and instructed by his own parent or guardian if it is determined by the commissioner that, at the time of such instruction, such parent or guardian:</p> <ul style="list-style-type: none"> <li>• Had accumulated six or more driver demerit points in the most recently preceding 12 months;</li> <li>• Had been convicted within the most recent 11 preceding years of driving while intoxicated in violation of § 18.2-266 or a substantially similar law in another state; or</li> <li>• Had ever been convicted of voluntary or involuntary manslaughter in violation of § 18.2-35 or § 18.2-36 or a substantially similar law in another state.</li> </ul>

## FINANCE

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2124</a> Reid	§ 22.1-118	Permits that in the case of an academic-year Governor's School operated by two or more school divisions, the relevant school boards may, by agreement and with the approval of the local governing bodies, select the fiscal agent for the school from among the treasurers of the participating localities.
<a href="#">HB 2151</a> Rust	§ 22.1-97	Directs the Department of Education to collect data and make calculations to ensure and to verify that each school division appropriates and spends sufficient funds to support its portion of the SOQ. Requires the Board of Education to report annually to General Assembly committees the results of the calculations. When calculations indicate that insufficient funds have been allocated, the Board of Education must notify the Attorney General who will petition for a writ of mandamus. The Department of Education and the Joint Legislative Audit and Review Commission shall report annually to the House committees of Education and Appropriations and the Senate committees of Education and Health and Finance.

## FINANCE CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HJ 642</a> Byron	N/A	Recognizes the efficacy and potential cost-savings of contracting for independent educational performance assessment services. (Resolution to be transmitted to the President of the Board of Education and the Superintendent of Public Instruction.)
<a href="#">SB 743</a> Miller	§ 58.1-609.10	Adds certain expenditures of local school boards to the list of exemptions from sales tax, effective July 1, 2004. These expenditures include school lunches sold and served to pupils and employees of schools and subsidized by government; school textbooks sold by a local board or authorized agency thereof, and school textbooks sold for use by students attending a nonprofit college or other institution of learning.

## HEALTH AND SCHOOL SAFETY

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1832</a> Athey  <a href="#">SB 1204</a> Newman	§§ 2.2-1161.1, 22.1-16.2, 52-34.1, 52-34.2, and 52-34.3	Establish the Virginia Amber Alert Program and Code Adam alerts. Also require the Board of Education to develop, in cooperation with private entities, a program to provide parental access to child identification kits. The kits may include instructions and materials that may be used to compile identification information about the child, important medical information about the child, and instructions for the proper safekeeping of the kit.

## HEALTH AND SCHOOL SAFETY CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1834</a> Reese	§ 22.1-273.1	<p>This bill requires the Board of Education to promulgate regulations for the implementation of a program of regular scoliosis screenings for pupils in grades five through 10. Each school board is required to provide parent educational information or implement a program of regular screening for scoliosis for pupils in grades five through 10. Pupils in grades five through 10 would not have to be screened if such students are pupils admitted for the first time to a public school who have been so tested as part of the comprehensive physical examination required by § 22.1-270 or the parents of such students have indicated their preference that their children not participate in such screening. Local school boards are required to develop procedures for parents to indicate their preference that their children not participate in the scoliosis screening. Local school divisions may seek volunteers from professional health care providers.</p>

## HEALTH AND SCHOOL SAFETY CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2615</a> Sears  <a href="#">SB 1071</a> Rerras	§ 18.2-255.2	<p>The bills clarify that it is unlawful for any person to manufacture, sell, or distribute or possess with intent to sell, give or distribute any controlled substance, imitation controlled substance, or marijuana while on certain designated properties, regardless of where the person intended to sell, give, or distribute it. The designated properties include those of any public or private elementary, secondary or post secondary school; public property open to public use within 1,000 feet of such school property; any school bus; and any designated bus stop, or property open to public use within 1,000 feet of a bus stop during the time children are picked up or dropped off from school or a school sponsored activity.</p>

## HEALTH AND SCHOOL SAFETY CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2621</a> Sherwood	§ 22.1-279.8	<p>This bill directs local school boards to require schools to conduct safety audits annually. The safety audits must include recommendations for structural adjustments, changes in school safety procedures, and revisions to the school board's standards for student conduct. This bill directs school boards to make the results of such school safety audits public within 90 days of completion. Local school boards are given the authority to withhold or limit the release of any security plans and specific vulnerability assessment components as provided in § 2.2-3705.</p> <p>Section 2.2-3705 of the Code is amended to provide an exemption from the Freedom of Information Act to local school boards so that they retain the authority to withhold or limit the release of any security plans and specific vulnerability assessment components established pursuant to the school safety audit process. However, this bill does not prohibit the disclosure of such records relating to the effectiveness of security plans after:</p> <ul style="list-style-type: none"> <li>• Any school building or property has been subjected to fire, explosion, natural disaster or other catastrophic event; or</li> <li>• Any person on school property has suffered or been threatened with any personal injury.</li> </ul>

## HEALTH AND SCHOOL SAFETY CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2671</a> Hamilton	§ 1	Delays, for one year, the date upon which training and employment standards for persons employed as school security officers will be applicable. These standards will now be applicable on or after September 15, 2004.
<a href="#">HB 2680</a> Black	§§ 8.01-47 and 22.1-279.3:1	Creates a distinction between the reporting requirements by the principal to law enforcement for assault and battery without bodily injury and assault and battery with bodily injury. Incidents with bodily injury must be reported by the principal or his designee to law enforcement. Incidents without bodily injury may be reported to law enforcement at the discretion of the principal or his designee.
<a href="#">HB 2763</a> Hurt	§ 18.2-308.1	Defines “closed container” for the purposes of permitting the possession of a firearm on school property as “including a locked trunk.”
<a href="#">HJ 549</a> Cox	N/A	Designates April 2003 and all successive Aprils as Backpack Safety Awareness Month.

## HEALTH AND SCHOOL SAFETY CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">SB 659</a> Ruff	§§ 22.1-271.3 and 32.1 -45.1	<p>This bill requires division superintendents to contact the local health director upon notification from a school employee that the employee believes he may have been exposed to the blood or body fluids of a student. The division superintendent and the school employee is prohibited from divulging any information provided by the local health director regarding the student, except as provided in § 32.1-45.1 of the Code. This bill also adds to § 32.1-45.1 the requirement that the consent to testing for infection of human immunodeficiency virus (HIV) or hepatitis B or C viruses is assumed for the following:</p> <ul style="list-style-type: none"> <li>• School board employees who are exposed to persons in a manner that may transmit HIV or hepatitis B or C</li> <li>• Persons who are exposed to school board employees in a manner that may transmit HIV or hepatitis B or C</li> </ul> <p>This bill also directs that consent to testing and to the release of the test results of these individuals to the exposed person is assumed. However, if the person to be tested is a minor, consent for such testing shall be obtained from the parent, guardian, or person standing in loco parentis of such minor prior to initiating such testing. If the parent, guardian, or person standing in loco parentis withholds such consent, the school board may petition the juvenile and domestic relations district court in the county or city where the minor resides for an order requiring such testing.</p>

## INSTRUCTION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1498</a> Lingamfelter	§ 22.1-208.01	This bill permits those principles articulated in the Bill of Rights (Article I) of the Constitution of Virginia and those principles reflected in the Seal of the Commonwealth as described in § 7.1 -26 of the Code to be taught as representative of civic values of the Commonwealth as part of the character education instruction established by school boards.
<a href="#">HB 1757</a> Amundson	§§ 22.1-199.2 and 22.1-253.13:1	This bill requires school boards to provide programs of prevention, intervention, and remediation for students failing an end-of-course test required for the award of a verified unit of credit required for the student's graduation. School divisions are required to report to the Board of Education the number of students failing any end-of-course tests required for the award of a verified unit of credit needed for a student's graduation and the number of those students failing end-of-course tests required for the award of a verified unit of credit needed for a student's graduation who attend remediation programs.

## INSTRUCTION CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2442</a> Dillard	§ 22.1-253.13:1	This bill amends the Standards of Quality to require local school boards to implement identification of students with limited English proficiency and enrollment of such students in appropriate instructional programs. This bill also requires state funding, pursuant to the appropriation act, for 10 full-time equivalent instructional positions for each 1,000 students identified as having limited English proficiency.
<a href="#">SB 804</a> Martin	§§ 2.2-208, 2.2-2652, 2.2-2653, and 2.2-2654	Abolishes the Virginia Advisory Council for Adult Education and Literacy. (The Board of Education has established the Subcommittee on Adult Education and Literacy which will fulfill the mission of the Council.)
<a href="#">SJ 318</a> Marsh	N/A	Requests the Secretary of Education to facilitate communication, collaboration, and cooperation among the public and higher education systems.

## LOCAL SCHOOL BOARDS / DIVISIONS

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1404</a> Councill	§ 22.1-32	This bill corrects the school board salary statute by reinserting the Southampton County school board salary cap, which was inadvertently eliminated from statute by HB 1141 in 2002. In addition, the salary cap is increased from \$2,400 to \$5,000.
<a href="#">HB 1518</a> Black	§ 22.1-79.3	This bill prohibits local school boards that are providing access and opportunity to use school facilities or to distribute literature from denying equal access or fair opportunity to use such school facilities or to distribute literature, or from otherwise discriminating against the Boy Scouts of America or the Girl Scouts of the USA.
<a href="#">HB 1714</a> Hogan	§§ 2.2-2648, 2.2-5202, 2.2-5206, 2.2-5207, and 2.2-5209	Requires the Community Policy and Management Team (CPMT) and the family assessment and planning team (FAPT) to develop policies and procedures for the referral of children and families to a collaborative, multidisciplinary team.
<a href="#">HB 1716</a> Hogan	§ 22.1-260	This bill authorizes school division superintendents to assign another identifying number to students who are ineligible to obtain a federal social security number or to students whose parents are unwilling to present the student's social security number, or to waive the requirement that a student provide a social security number within 90 days of enrollment.

## LOCAL SCHOOL BOARDS / DIVISIONS CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1896</a> Stump  <a href="#">SB 717</a> Wampler	§ 22.1-296	These bills require school boards receiving waivers from the Board of Education and setting the school calendar so that the first day students are required to attend occurs prior to August 15 to establish a compensation schedule that ensures that all contract personnel are compensated for time worked within the first month of employment.
<a href="#">HB 2140</a> Brink	§ 1	Requires the prominent posting of the Bill of Rights of the U.S. Constitution in each public school in Virginia. The Office of the Attorney General is required to intervene on behalf of local school boards and to provide legal defense of this provision.
<a href="#">HB 2288</a> Devolites  <a href="#">SB 1043</a> Blevins	§§ 63.2-1511 and 63.2-1516.1	Require each local department of social services and school division to adopt a written interagency agreement as a protocol for investigating child abuse and neglect complaints against school personnel. The bills also establish investigation procedures when a school employee is the subject of a complaint or report. The Departments of Education and Social Services shall develop recommended procedures.

## LOCAL SCHOOL BOARDS / DIVISIONS CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2437</a> Dillard	§ 22.1-32	Allows a school board representing a county and whose membership is elected or appointed for staggered terms to establish a salary increase for board members prior to July 1 of any year in which at least 40 percent of its members are to be elected or appointed. Provides that the annual salaries of elected school board members for a school division comprised of a county having the county manager form of government must be consistent with the salary procedures and limits provided in § 15.2-702.1 of the Code of Virginia.
<a href="#">HB 2438</a> Dillard	§ 51.1-155	Specifies the conditions and requirements under which a retired local school board instructional or administrative employee may be hired by a school division to fill vacancies in critical shortage areas with no interruption of retirement benefits. Clarifies that the total number of years that a retiree may participate in such employment is not restricted, provided that all applicable conditions are met.
<a href="#">HB 2757</a> Rust	§ 22.1-296.1	Requires that as a condition of employment for all public school employees, every school board shall require on its application for employment certification that the applicant has not been convicted of a felony or any offense involving the sexual molestation, physical or sexual abuse or rape of a child; and whether the applicant has been convicted of a crime of moral turpitude.

## LOCAL SCHOOL BOARDS / DIVISIONS CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2806</a> Saxman	§ 22.1-79.1	Permits individual schools to propose, and local school boards to approve, pursuant to guidelines developed by the Board of Education, alternative school schedule plans providing for the operation of schools on a 4-day weekly calendar, so long as a minimum of 990 hours of instructional time is provided for grades one through 12 and 540 hours for kindergarten. Local school boards may not approve any plan that reduces the instructional time in the core academics of English, mathematics, social studies, and science.
<a href="#">HJ 608</a> Hamilton	N/A	Requests the Board of Education and the State Council of Higher Education to ensure that the performance and leadership standards described in the Board's <u>Guidelines for Uniform Performance Standards and Evaluation Criteria for Teachers, Administrators, and Superintendents</u> are reflected in preparation and training programs for principals and superintendents in institutions of higher education.
<a href="#">SB 756</a> O'Brien	§ 22.1-60	Requires that whenever a superintendent's contract is renegotiated, all members of the school board shall be notified at least 30 days in advance of any meeting at which a vote is planned on the renegotiated contract unless the members agree to waive the notice. Each member's vote on the renegotiated contract must be recorded in the minutes of the meeting.

## LOCAL SCHOOL BOARDS / DIVISIONS CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">SB 987</a> Mims	§ 22.1-177	This bill permits local school boards, notwithstanding any regulation to the contrary, to display decals depicting the flag of the United States on the sides and rear of school buses, as long as any such decal does not obstruct the name of the school division or the number of the school bus and is no larger than 100 square inches.
<a href="#">SJ 349</a> Hanger	N/A	Directs the Joint Legislative Audit and Review Commission (JLARC) to collect data and information regarding the best practices in high performing schools. All agencies of the Commonwealth are required to provide assistance to the Commission in collecting the information, upon request. JLARC must submit an executive summary and the data and information that was collected to the Division of Legislative Automated Systems no later than the first day of the 2004 General Assembly session.

## SPECIAL EDUCATION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">SJ 305</a> O'Brien	N/A	Requires the Department of Education to collect information regarding ratios of students with individualized education programs (IEPs) in Virginia school divisions to the general population. The information must include a summary of current federal and state law and regulation governing requirements and standards for the development of IEPs and the identification and classification of students with disabilities.

## STANDARDS OF QUALITY / STANDARD OF ACCREDITATION

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1493</a> Amundson	§ 22.1-253.13:1	Expresses the belief of the General Assembly and the Board of Education that the quality of public education is dependent upon an appropriate learning environment designed to promote student achievement.
<a href="#">SB 710</a> Puller	§ 22.1-253.13:1	Expresses the belief of the General Assembly and the Board of Education that one of the elements that the quality of education is dependent upon is quality instruction that enables each student to become a productive and educated citizen of Virginia and the United States. Requires that in keeping with the goal of providing an adequate commitment of other resources, the General Assembly shall provide for the support of public education as set forth in Article VIII, Section 1 of the Constitution of Virginia.
<a href="#">SB 779</a> Blevins	§ 22.1-253.13:3	Provides that for any grade level or courses for which a Standards of Learning assessment or other criterion- or norm-referenced assessment is administered, there shall be no required administration of the Stanford Nine assessment, except as may be selected to facilitate compliance with the requirements for home instruction pursuant to § 22.1 -254.1 of the Code of Virginia. Local school boards may administer the Stanford Nine at their discretion.

## STUDENT CONDUCT

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1559</a> Orrock	§ 16.1-260	Permits the deferral of a truancy petition for 90 days in order to proceed informally and develop a truancy plan. If at the end of the 90-day period the student has not successfully completed the truancy plan or program, the juvenile court shall move forward with a petition.
<a href="#">HB 1572</a> Hamilton	§§ 16.1-301, 16.1-305.1, 16.1-305.2, 16.1-309, 22.1-254, 22.1-277, 22.1-277.2:1, and 22.1-288.2	Provides for the notification of school officials when a juvenile is found not guilty or the charges against him are dismissed, withdrawn, or reduced. Current law requires division superintendents be notified when a petition is filed for certain crimes, but there is no follow-up as to the disposition of the charges unless there is a conviction. This bill requires notification when the juvenile is found not guilty or the charges are dismissed, withdrawn or reduced.
<a href="#">HB 1907</a> Almand	§ 22.1-277.07	Adds possession of a n air rifle or BB gun on school property or at a school-sponsored activity to those firearms-related offenses for which school boards must expel students for one calendar year, unless the school board determines that “special circumstances exist and no disciplinary action or another disciplinary action or another term of expulsion is appropriate.”

## STUDENT CONDUCT CONTINUED

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 2091</a> Joannou	§§ 22.1-279.3:1, 22.1-279.6, and 22.1-279.7	This bill requires the Board of Education to develop guidelines for school boards for the conduct of student searches that include voluntary and mandatory drug testing. The board is required to include guidance procedures relating to voluntary and mandatory drug testing in schools in the board's standards for school board policies on alcohol and drugs and search and seizure. If school boards adopt policies requiring or encouraging drug testing, they may do so in accordance with the Board of Education's guidelines and model student conduct policies regarding voluntary and mandatory drug testing and student searches.

## TEACHERS / ADMINISTRATORS

Bill Number and Patron	Amended Code Section	Summary
<a href="#">HB 1735</a> Rollison	§ 46.2-746.9	Authorizes the issuance of special license plates for teachers. Provides that upon receipt of an application and written evidence that the applicant is a teacher, the Commissioner of the Department of Motor Vehicles shall issue a special license plate.
<a href="#">HB 1790</a> Tata	§§ 22.1-313 and 22.1-314	Clarifies that the timeline for decisions and appeals of teacher grievances is 10 business days. The 10 business day timeline applies to a school board's initiation of a hearing, determination of grievability after the filing of a grievance, and provision of the notice of an appeal of the grievability decision. It applies to a teacher's right to request a hearing, and the right to appeal. It also requires a court to hear an appeal within 10 business days.
<a href="#">HB 2254</a> Watts	§ 22.1-304	Removes a provision that would have taken effect on July 1, 2003 and continues the current requirement that all school boards, within two weeks of approval of the school budget by the local governing body, but no later than June 1, notify those teachers who may be subject to a reduction in force due to a decrease in the school board's budget. An emergency clause makes the bill effective upon its final passage.
<a href="#">SB 941</a> Colgan	§ 22.1-312	Clarifies that the timeline for the establishment of a fact-finding panel to hear a teacher grievance is 10 business days. The timeline also applies to holding the hearing and making a decision. Defines "business day" as any day that the relevant school board office is open.